

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

In re: DMCA Subpoena to YouTube, LLC :
:
: Case No. 1:21-mc0017
:
: Aerus LLC's Request to the
: Clerk for Issuance of Subpoena to YouTube, LLC
: Pursuant to 17 U.S.C. § 512(h) to Identify
: Alleged Infringer

Petitioner, Aerus LLC ("Aerus"), through their undersigned counsel of record, requests that the Clerk of this Court issue a subpoena to YouTube, LLC. ("YouTube") to identify an alleged copyright infringer, pursuant to the Digital Millennium Copyright Act ("DMCA"), 17 U.S.C. § 512(h) (the "DMCA Subpoena"). A proposed DMCA Subpoena is attached.

Aerus has satisfied the requirements of the issuance of a subpoena pursuant to 17 U.S.C. § 512(h) by:

- (1) Filing a copy of the notification sent to YouTube, pursuant to 17 U.S.C. § 512(c)(3)(A), attached to the Declaration of Adam C. Sherman as Exhibit 1;
- (2) Filing the proposed DMCA Subpoena; and
- (3) Filing a sworn declaration confirming that the purpose of the DMCA Subpoena is to obtain the identity of the alleged infringer and that the information obtained will only be used for the purpose of protecting Aerus's rights under 17 U.S.C. § 101, *et seq.*

As Aerus has complied with the statutory requirements, Aerus respectfully requests that the Clerk issue the proposed DMCA subpoena, pursuant to 17 U.S.C. § 512(h)(4).

Dated: August 5, 2021

Respectfully submitted

/s/ Adam C. Sherman
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